

REMARKS/ARGUMENTS

The Office Action dated April 3, 2008, indicates that it is in response to Applicant's Amendment filed on **June 29, 2007**, for the above-reference Application filed in which claims 32-34 were amended, claim 18 had been cancelled, and claims 35-36 had been added as new claims. In reviewing the Office Action, claims 3-5, 7, 8, 10, 14-17, 19, 20, 23-25, 27, 28, and 30-36 are currently pending and rejected in the Application; and the last response from the Applicant was an RCE (filed on January 09, 2008) that incorporated amended claims from a 37 CFR § 1.116 response filed on November 16, 2007.

Claim Rejections – 35 USC § 102

Regarding rejected independent claims 32-34, the cited art of Garfinkle et al. (U.S. Patent No. 6,017,157) does not disclose the creation of an event profile as described by the Applicant on page 10, lines 2-9 and shown by example in FIGS. 13 and 14. Additionally, Garfinkle et al. does not disclose sequencing and captioning of the images for display. The Garfinkle et al. text (column 4, line 29) describing orientation of the digital image (i.e., orientation of images can be upside-down, portrait vs. landscape) is not sufficient disclosure of sequencing the images according to a desired order for display. Moreover, there is no explicit or implicit disclosure of applying a caption to the displayed images. Please see, Applicant's Specification on page 10, lines 23-35 describing captioning for individual pictures in relation to the event that the photograph was taken.

Independent claims 32-34 are novel because at least one of Applicants' features is missing in the cited art of Garfinkle et al. The remaining claims are dependent from these claims and are considered to be patentable for at least the same reasons.

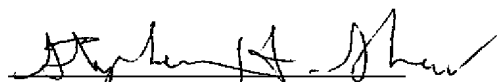
Applicants, therefore, respectfully request that the Examiner reconsider and withdraw the rejection of the claims under 35 U.S.C. § 102(e).

Claims 32 and 34 have been amended to remove inadvertent repeating text.

In view of the foregoing, Applicants respectfully submit that the claims in their present form are in condition for allowance and such action is respectfully requested.

The Commissioner is hereby authorized to charge any fees in connection with this communication to Eastman Kodak Company's Deposit Account No. 05-0225.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Stephen H. Shaw", is written over a horizontal line.

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If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.